



Atty. Dkt. No. 073442-1407

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sundram, et al.

Title: INCREASING THE HDL LEVEL
AND THE HDL/LDL RATIO IN
HUMAN SERUM BY BALANCING
SATURATED AND
POLYUNSATURATED DIETARY
FATTY ACIDS

Appl. No.: 09/828,448

Filing Date: 04/06/2001

Examiner: Unknown

Art Unit: 1761

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.</p> <p><u>Karin E. Harden</u> (Printed Name)</p> <p><u>Karin E. Harden</u> (Signature)</p> <p><u>8-21-01</u> (Date of Deposit)</p>

**TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION**

Commissioner for Patents
Washington, D.C. 20231

Attn: BOX MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed on May 21, 2001, in the above-identified application, transmitted herewith are the missing parts needed to complete the filing of the subject patent application.

Enclosed are:

- ☒ Declaration and Power of Attorney (4 pages)
- ☒ Copy of Notice to File Missing Parts (Part 2 of Form PTO-1533)
- ☒ Other: Petition for Extension of Time
- ☒ Check in the amount of \$65.00 in payment of surcharge fee
(37 C.F.R. § 1.16(e))
- ☒ Check in the amount totaling \$483.00 to cover surcharge fee, filing fee and excess claim fee.

[] Please charge Deposit Account No. 50-0872 in the amount of \$65.00
in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 21 August 2001

By Wesley B. Ames

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Registration No. 40,893



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COMMUNICATION

Commissioner for Patents
Box MISSING PARTS
Washington, D.C. 20231

Sir:

This communication is responsive to the Notice to File Missing Parts of Nonprovisional Application dated May 21, 2001, concerning the above-referenced patent application. The attached Combined Declaration and Power of Attorney is being filed without Kalyana Sundram's signature but with the signatures of the other inventors. Dr. Sundram is in Malaysia, and while we have requested execution by him, we have not received his executed copy of the Declaration. Upon receipt of Dr. Sundram's executed copy, we will immediately forward it to the Patent Office for entry.

Respectfully submitted,

Date 21 August 2001
FOLEY & LARDNER
P.O. Box 80278
San Diego, California 92138-0278
Telephone: (858) 847-6700
Facsimile: (858) 792-6773

By Wesley B. Ames
Wesley B. Ames
Attorney for Applicant
Registration No. 40,893

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/828,448	04/06/2001	Sundram	073442-1407

CONFIRMATION NO. 6901

FORMALITIES LETTER



OC00000006096818

Wesley B. Ames
FOLEY & LARDNER
402 W. Broadway, 23rd Floor
San Diego, CA 92101

Date Mailed: 05/21/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$63.
 - \$63 for 7 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 483.

*A copy of this notice **MUST** be returned with the reply.*

Zachary M. H.
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/27/2001 55ESHE1 00000076 09828448
01 FD:201 355.00
02 FD:203 63.00
03 FD:205 65.00